

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

JUN 11 2008

MOLLY C. DWYER, CLERK OF COURT
U.S. COURT OF APPEALS

STEVEN DECOSTA, in his representative
capacity as Chairperson of the Board of
Trustees of United Public Workers,
AFSCME, Local 646, AFL-CIO, Mutual
Aid Fund Trust real party in interest,
United Public Workers, AFSCME, Local
646, AFL-CIO,

Plaintiff - Appellee,

V.

GARY W. RODRIGUES,

Defendant - Appellant.

No. 08-16386

D.C. No. 1:03-cv-00598-DAE-
LEK

District of Hawaii, Honolulu

**TIME SCHEDULE
ORDER**

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

JUN 13 2008

at 11 o'clock and 09 min. AM
SUE BEITIA, CLERK

The parties shall meet the following time schedule:

Mon., June 2, 2008

Appellant/petitioner shall notify appellee/respondent
of transcripts to be ordered, pursuant to 9th Cir. R.
10-3.1(a);

Thu., June 12, 2008

Appellee/respondent shall notify appellant/petitioner
of any additional transcripts needed, pursuant to 9th
Cir. R. 10-3.1(b);

Mon., June 23, 2008

Appellant/petitioner shall file transcript order form
with the district court and make payment
arrangements with court reporter, pursuant to 9th Cir.
R. 10-3.1;

Mon., September 8, 2008 Appellant/petitioner's opening brief and excerpts of record shall be served and filed pursuant to FRAP 32 and 9th Cir. R. 32-1;

Tue., October 7, 2008 The brief of appellee/respondent shall be filed and served, pursuant to FRAP 32 and 9th Cir. R. 32-1

The optional appellant/petitioner reply brief shall be filed and served within fourteen days of service of the appellee/respondent's brief, pursuant to FRAP 32 and 9th Cir. R. 32-1.

Failure of the appellant to comply with the Time Schedule Order will result in automatic dismissal of the appeal. 9th Cir. R. 42-1

Appellants/Petitioners without representation of counsel in a prisoner appeal may have their case submitted on the briefs and record without oral argument, pursuant to FRAP 34(a). Within 10 days of the filing of the appellant's opening brief, parties may file a statement setting forth the reasons why, in the opinion of the parties, oral argument should be heard.

FOR THE COURT:

Molly C. Dwyer
Clerk of Court

Gerald Rosen
Deputy Clerk